

**GOVERNMENT OF ANDHRA PRADESH**  
**A B S T R A C T**

Tribal Welfare Department - Appeal petition filed by Sri Bandaru Venkatesh, S/o B.Satyanarayana, Occ: Student, R/o Thotapally, Bhadrachalam (M), Khammam District against the Cancellation of the Scheduled Tribe Certificate of the Proceedings Rc.No. D3/3704/2005, dated: 19.03.2010 of the Collector, Khammam District - under section 7(2) of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act 1993 (AP Act No. 16/1993) - **Appeal Petition Rejected** - Orders Issued.

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**SOCIAL WELFARE (CV-2) DEPARTMENT**

**GO.Ms.No.** 90  
11-2013.

Dated:14-

Read the

following:

1. Proceedings of the District Collector, Khammam, Rc.No.D3/3704/2005, dated: 19.03.2010.
2. Appeal Petition filed by Sri Bandaru Venkatesh, S/o B.Satyanarayana, Occ: Student, R/o Thotapally, Bhadrachalam (M), Khammam District dated:19.04.2010.
3. Govt.Memo.No. 2923/CV2/2010, SW(CV2) Dept., dated:28.05.2010.
4. From the District Collector, Khammam, No. Rc. D3/3704/2005, Dated: 31.03.2012.
5. Govt.Memo.No. 2923/CV2/2010,SW(CV2) Dept, dated: 30.08.2013.
6. Written Arguments dated: 12.09.2013 filed by the Appellant before the Government.

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**ORDER:**

In the reference 1<sup>st</sup> read above the District Collector, Khammam has issued orders canceling Scheduled Tribe Certificate obtained by Sri Bandaru Venkatesh, S/o B.Satyanarayana, Occ: Student, R/o Thotapally, Bhadrachalam (M), Khammam District from the then Tahasildar, Bhadrachalam.

2. In the reference 2<sup>nd</sup> read above, Sri Bandaru Venkatesh, S/o B.Satyanarayana has filed an Appeal Petition before the Government against the Proceedings of the District Collector, Khammam. After examining the said Appeal Petition, Government have admitted the Appeal Petition, stay orders were rejected and called for the parawise remarks and connected records from the District Collector, Khammam in the reference 3<sup>rd</sup> read above.

3. In the reference 4<sup>th</sup> read above, the District Collector, Khammam has furnished Parawise remarks and connected records on

the Appeal Petition filed by Sri Bandaru Venkatesh, S/o B.Satyanarayana.

4. The said Appeal Petition has been posted for hearing on 12.09.2013 and the same has been informed to the Appellant and requested to attend the said date of hearing with all documentary evidence/ certificates in favour of his community claim, in the reference 5<sup>th</sup> read above. The Appellant/Counsel for the Appellant were present and argued the case and explained his community status and filed written arguments before the Appellate Authority in support of his community claim in the reference 6<sup>th</sup> read above.

5. After examination of records / written arguments / the copies of evidences/academic record/ written arguments produced by the Appellant and

(p.t.o....)

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the material papers made available in the file and proceedings of the District Collector, Khammam, dated 19.03.2010, it is observed that on perusal of the records and other material papers placed before the Government and the Appellate Authority, Appellate Authority is of the opinion that the Appellant failed to produce ample documentary evidence to prove his caste as 'Nayaka' (ST) Community and the District Collector, Khammam has adjudged the case in all possible angles, within the Rules framed for such cases and issued orders in Rc. No. D3/3704/2005, dated: 19.03.2010, canceling the 'Nayaka' Scheduled Tribe Caste Certificate, issued in favour of the Appellant by Revenue Authorities.

6. The Government, after careful examination of the Appeal Petition and the facts stated supra and in exercise of the powers conferred under section 7(2) of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act 1993 (Act No16 of 1993), the Rules issued in G.O. Ms. No.58, Social Welfare (J2) Department, dated:12.05.1997 it is opioned that the Appeal Petition filed by Sri Bandaru Venkatesh, S/o B.Satyanarayana, does not deserve any interference in the Proceedings of the Khammam. Hence, the Proceedings of the District Collector, Khammam issued vide Rc No. D3/3704/2005, dated: 19.03.2010 is hereby upheld by rejecting the Appeal Petition of Sri Bandaru Venkatesh, S/o B.Satyanarayana and the ST 'Nayaka' Caste Certificate issued by the Tahasildar, Bhadrachalam vide Rc.No.326/2000, dated:27.06.2000 deemed to be cancelled.

7. The District Collector, Khammam shall take necessary action in the matter.

8. The records (containing No. D3/3704/2005, dated: 19.03.2010, pages 01 to 186) received from District Collector, Khammam District, through 4<sup>th</sup> read above, are returned herewith in original to District Collector and he is requested to acknowledge the receipt of the same, immediately.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**Dr.A.VIDYASAGAR  
PRINCIPAL SECRETARY TO GOVERNMENT(TW)**

To  
The District Collector, Khammam (we) (By RPAD)  
(with original records).

Sri Bandaru Venkatesh S/o B. Satyanarayana Occ: Student,  
R/o Thotapally, Bhadrachalam (M), Khammam District

Sri P.Shankar, Advocate, 11.06.116/1, Pochammabagh,  
Saroornagar, Hyderabad.

**Copy to:**

The Commissioner of Tribal Welfare, AP, Hyderabad/ the Director,  
TCR& TI, AP, Hyderabad.

P.S. to Minister (TW)

P.S. to Principal Secretary (TW)

SF/SC.

**// FORWARDED :: BY ORDER //**

**SECTION OFFICER**